

1 District Judge David G. Estudillo
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UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

9 ALVIN BALUYOT CERVANIA,

Case No. 3:25-cv-05284-DGE

10 Plaintiff,

STIPULATED MOTION TO HOLD
CASE IN ABEYANCE AND ORDER

11 v.

12 UNITED STATES CITIZENSHIP AND
IMMIGRATION SERVICES, *et al.*,
13
14 Defendants.

Noted for Consideration:
May 27, 2025

15 For good cause, Plaintiff and Defendants, pursuant to Federal Rule of Civil Procedure 6 and
16 Local Rules 7(d)(1), 10(g) and 16, hereby jointly stipulate and move to stay these proceedings
17 until August 2, 2025. Plaintiff brought this litigation pursuant to the Administrative Procedure
18 Act and Mandamus Act seeking, *inter alia*, to compel U.S. Citizenship and Immigration Services
19 (“USCIS”) to adjudicate his Form I-485, Application to Register Permanent Residence or Adjust
20 Status. Defendants’ response to the Complaint is currently due on June 9, 2025. The parties are
21 currently working towards a resolution to this litigation.

22 Courts have “broad discretion” to stay proceedings. *Clinton v. Jones*, 520 U.S. 681, 706
23 (1997). “[T]he power to stay proceedings is incidental to the power inherent in every court to
24 control the disposition of the causes on its docket with economy of time and effort for itself, for

1 counsel, and for litigants.” *Landis v. N. Am. Co.*, 299 U.S. 248, 254 (1936); *see also* Fed. R. Civ.
 2 P. 1.

3 With additional time, this case may be resolved without the need of further judicial
 4 intervention. USCIS has scheduled Plaintiff’s follow-up interview for June 3, 2025. USCIS agrees
 5 to diligently work towards completing the adjudication within 60 days of the interview. Once the
 6 application is adjudicated, Plaintiff will voluntarily dismiss the case. Accordingly, the parties
 7 request this abeyance to allow USCIS to conduct Plaintiff’s interview and then process his Form
 8 I-485.

9 As additional time is necessary for this to occur, the parties request that the Court hold the
 10 case in abeyance until August 2, 2025. The parties will submit a joint status report on or before
 11 August 2, 2025.

12 DATED this 28th day of May, 2025.

13 Respectfully submitted,

14 TEAL LUTHY MILLER
 15 Acting United States Attorney

16 s/ Michelle R. Lambert
 17 MICHELLE R. LAMBERT, NYS #4666657
 18 Assistant United States Attorney
 19 United States Attorney’s Office
 20 Western District of Washington
 1201 Pacific Avenue, Suite 700
 Tacoma, Washington 98402
 Phone: 253-428-3800
 Fax: 253-428-3826
 Email: michelle.lambert@usdoj.gov

21 Attorneys for Defendants

22 ***I certify that this memorandum contains 271
 23 words, in compliance with the Local Civil Rules.***

1 *s/ Alvin Cervania*
2 ALVIN CERVANIA
3 4935 Switchback Loop SE
4 Lacey, Washington 98513
5 Email: Cervaniaalvin@gmail.com
6 *Pro Se Plaintiff*

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ORDER

2 The case is held in abeyance until August 2, 2025. The parties shall submit a joint status
3 report on or before August 2, 2025. It is so **ORDERED**.

4 The Clerk is directed to calendar this event.

5 DATED this 28th day of May, 2025.


DAVID G. ESTUDILLO
United States Chief District Judge